# THE **AUSTRALIAN** LAWYER

**VOLUME 7** 

1969

PART 8

# END OF VOLUME

INDEX, CONTRIBUTORS

and

TABLE OF CASES

in

**VOLUME 7** 



# & CO. (AUSTRALIA) LTD. BUTTERWORTH

343 Little Collins Street 20 Loftus Street MELBOURNE

SYDNEY

240 Queen Street BRISBANE

Registered in Australia for transmission by post as a periodical.

VALUATIVE IV

# THE AUSTRALIAN LAWYER

**VOLUME 7** 

GENERAL INDEX
CONTRIBUTORS
AND
TABLE OF CASES

BUTTERWORTHS

1969

# SULANCE AVETVALERY

- N

The second

THE OWNER OF THE

# CONTRIBUTORS

# to

# Volume 7

- R. Baxt, B.A., LL.B. (Syd.), LL.M. (Harv.), Faculty of Economics, University of Sydney Case Notes, 79, 80
  Case Notes, 90, 93, 94
  Case Notes, 116
  Collusive Arrangements by Agents, 55
  The Doctrine of Ultra Vires and the Uniform Companies Act, 38
  Restraint of Trade at Common Law—The Tied "House" or Oil Station, 85
- W. P. Birkett, B.Ec., Department of Accounting, University of Sydney
  True and Fair—The Law and Accounting, 97
- D. I. Cassldy, LL.B. Barrister-at-Law, N.S.W., Barrister and Solicitor, Victoria The Disposal of Uncollected Goods Acts, 49
- D. W. Chantler, LL.B. (West. Aust.), Barrister and Solicitor, Lecturer in Law, School of Accountancy, South Australian Institute of Technology Fact, Law and Section 170, 47
- C. Darvall, LL.B., A.C.A., Barrister-at-Law, New South Wales The Bankruptcy Act 1966, 73
- W. E. D. Davies, LL.B. (Wales), of Gray's Inn, Barrister-at-Law, Senior Lecturer in Law, University of Western Australia
  The effect of Crossing a Cheque "A/C Payee Only", 33
- P. Gerber, Senior Lecturer in Law, University of Queensland The Domicil of the Legitimated Child—A Further Note, 83
- M. Howard, LL.M., Lecturer in Law, University of Tasmania The Domicil of the Legitimated Child, 27
- H. H. Mason, B.A., LL.B. (Sydney), Lecturer in Commercial Law, University of New South Wales
  The Just and Equitable Ground for Winding Up a Company, 17
- H. H. Mason, B.A., LL.B. (Sydney), Lecturer in Commercial Law, University of New South Wales Recent Mining Law, 81
- R. D. Nicholson, M.A., LL.B., Barrister and Solicitor, Western Australia Contract and Non-Existent Companies, 3
- Fiorl Rinaldi, M.A., LL.B., Lecturer in Philosophy, University of Queensland Logic and the Law of the Future, 65
- M. F. C. Scott, M.A. (Cantab.), Barrister-at-Law, Senior Lecturer in Law University of Tasmania
  Timber in Australia, 12

# GENERAL INDEX

# Volume 7

1969

Account Payee effect of adding to crossing of cheque, 33

Accounting
asset revaluation, 107
company failures, responsibilities in relation to, 111
information
asset revaluation and, 107
company takeovers and, 104
legal requirements, 97
professional recommendations, 101

collusive arrangements by, 55

Arguments, Legal—see legal arguments

Asset Revaluation accounting information and, 107

Bankruptcy, 73
changes in law made by Bankruptcy Act 1966, 73
compositions, 77
deed of arrangement, 76, 77, 94
deed of assignment, 76, 94
available act of bankruptcy, 95

BANKRUPTCY ACT 1966, 73

BLACK v. SMALLWOOD legal significance of, 4

BOOK REVIEWS, 16, 31, 47, 63, 88, 96, 119, 136, 175

Brewery
and tied house, restraint of trade doctrine as to, 85

Capital payment of interest out of, 121

effect of crossing "A/C payee only", 33
payment of smaller sum by as satisfaction of debt, 167

CHILD
domicil of choice for, 130
legitimated, domicil of, 27, 83
welfare of, consideration in determination of domicil, 133

COLLUSIVE ARRANGEMENTS BY AGENTS, 55

COMMERCIAL LAW, 93

Commonwealth Industrial Court composition of, 142 contempt of court, 155 decisions, form and reports of, 141 judicial discretion, 145 jurisdiction, 137 practice of, in strike cases, 137 reports of decisions, 141 standards of proof in strike cases, 150 yenue of strike cases, 156

## COMPANIES

asset revaluation and accounting information, 107
capital, payment of interest out of, 121
failures, 111
inspectors' reports, 111
non-existent, contracts made by, 3
American experience, 7
approach to questions of breach of contract, 6
legal significance of Black v. Smallwood, 4
payment of interest out of capital, 121
shareholders and takeover bids, 116
shares

compulsory acquisition, 116

takeovers

accounting information and, 104 compulsory acquisition of shares, 116 shareholders and, 116

ultra vires doctrine, 38

winding up

ground for, just and equitable, 17
compared with provisions of s. 186 of Uniform Companies Act, 25
judicial interpretation of, 21
limitations on right of shareholders, 24
partnership, analogy with, 18

# COMPOSITIONS

under Bankruptcy Act 1966, 77

# COMPUTERS

and information retrieval in legal practice, 66

# CONTRACT

non-existent companies and, 3

American experience, 7
approach to questions of breach of contract, 6
legal significance of Black v. Smallwood, 4
privity, 90
sale of land, for, 129
third party's right to enforce, 90

# DEBT

payment of smaller sum in satisfaction, 167

DECISIONS, LEGAL-see legal decisions

DEED OF ARRANGEMENT under Bankruptcy Act 1966, 77

DEED OF ASSIGNMENT available act of bankruptcy, 95 under Bankruptcy Act 1966, 76

DISPOSAL OF UNCOLLECTED GOODS ACTS, 49

# DOMICIL

of choice, for infant, 130 of legitimated child, 27, 83 welfare of child as consideration, 133

DRAFTING, LEGAL, 69

EVIDENCE of gift of personal property, 79

# GIFT

construction of will as to, 80 personal property, of, evidence of, 79

GOOD HUSBANDRY concept of, in relation to timber, 15 Goods

uncollected, disposal of, 49

HIGH COURT OF AUSTRALIA listing of cases cited in argument in, 64

HOTEL tied to a brewery, restraint of trade doctrine as to, 85

INCOME TAX ASSESSMENT ACT, s.170 amendment of returns under, 47

INFANT domicil of choice for, 130

INFORMATION, LEGAL-see legal information

Information Retrieval in legal practice, 66

Interest payment out of capital, 121

Land contract for sale of, 129

LEGAL ARGUMENTS logical structure of, 70

LEGAL DECISIONS
mathematical prediction of, 67

LEGAL INFORMATION computer searches for, 66

LIFE TENANT rights with respect to timber, 12

LIQUOR TRADE
restraint of trade doctrine in relation to, 85

LOGIC AND LAW IN THE FUTURE, 65 deontic logics, construction of, 71 information retrieval, 66 legal drafting, 69 predicting decisions, 67 structure of legal arguments, 70

MATHEMATICAL PREDICTION OF LEGAL DECISIONS, 67

MERCANTILE LAW, 93

MINING LAW, 81

NAURU independence cf, 161

OIL STATIONS
restraint of trade doctrine in relation to, 85

Partnership dissolution of, analogy with winding up of company, 18

Practice
of Commonwealth Industrial Court in strike cases, 137

PROPERTY, PERSONAL evidence of gift of, 79

Public House tied to brewery, restraint of trade doctrine as to, 85

Publications, 16, 31, 47, 63, 88, 96, 119, 136, 175

RESTRAINT OF TRADE at common law, 85

SATISFACTION OF DEBT payment of smaller sum in, 167

SERVICE STATIONS
restraint of trade doctrine in relation to, 85

SHAREHOLDERS and takeover bids, 116

SHARES
compulsory acquisition of, in takeover bid, 116

STRIKE CASES

Commonwealth Industrial Court practice in, 137 contempt of court in, 155 legislation relating to strikes, 145 venue of, 156

Takeover Bids accounting information and, 104 compulsory acquisition of shares, 116 shareholders and, 116

TAXATION
Income Tax Assessment Act, s.170, amendment of returns under, 47

TIMBER
Australian decisions, 13
concept of good husbandry, 15
rights of life tenant, 12

TRADE restraint of, at common law, 85

Trade Unions
attitude to legal representation in Commonwealth Industrial Court proceedings, 139

ULTRA VIRES DOCTRINE and Uniform Companies Act, 38

Uniform Companies Acr ultra vires doctrine and, 38

Wills construction of, on question of gift, 80

WINDING UP-see companies

# TABLE OF CASES

in	
Volume 7	
A.	
Adegbenro v. Akintola (1963) Adorjan v. Andorjan and Made, [1954] S.A.S.R. 14	63 30
Agriculturist Cattle Insurance Co., Re; Ex parte Spackman (1849), 1 Mac. &	21
Akrokerri (Atlantic) Mines Ltd. v. Economic Bank, [1904] 2 K.B. 465; [1904]	
Androws & Ramsov & Co. [1902] 9 K R 635	33, 34 7, 58, 59
Anglo-Continential Produce Co. Ltd., Re, [1939] 1 All E.R. 99 Anglo-Overseas Agencies Ltd. v. Green, [1960] 3 All E.R. 244; [1960] 3 W.L.	26 R.
Apfel (a bankrupt), Trustee of the Property of v. Annan, Dexter and Co., 70 T	39
Accountant L.R. 57	100
Ashbury Railway Carriage & Iron Co. v. Riche (1875), L.R. 7 H.L. 653  Attorney-General for the State of Victoria v. The Commonwealth of Austra	39, 41 lia
(1962), 107 C.L.R. 529; [1962] A.L.R. 673 Attorney-General of the Commonwealth of Australia v. Adelaide Steamship (	28, 84
Ltd., [1913] A.C. 781	86
Australasian Performing Right Association Ltd. v. Miles, [1962] N.S.W.R. 405	96
Australia & New Zealand Bank Ltd. v. Ateliers de Constructions Electriques Charleroi, [1966] 1 N.S.W.R. 19	93
В,	
Barnes v. Queensland National Bank (1906), 3 C.L.R. 925	44
Beauforte (Jon) (London) Ltd., Re, [1953] 1 All E.R. 634; [1953] Ch. 131 Bell Houses Ltd. v. City Wall Properties Ltd., [1965] 3 All E.R. 427 reversed	on
Appeal [1900] Z All E.R. 074 38, 39, 4	95 96
appeal [1966] 2 All E.R. 674	20, 20
Beswick v. Beswick, [1966] 3 All E.R. 1	
Bevan v. National Bank Ltd. (1906), 23 T.L.R. 65	34
Bevan v. National Bank Ltd. (1906), 23 T.L.R. 65 Bevan v. Waters (1828), 3 C. & P. 520; [1824-34] All E.R. Rep. 304 Riggs v. Hoddingtt [1898] 2 Ch. 307; [1895.9] All E.R. Rep. 625	49
Black v. Smallwood (1966), 39 A.L.J.R. 405 3, 4, 5, 6, '	5
Black v. Smallwood and Cooper, [1964] N.S.W.R. 1121	80
Bleriot Manufacturing Aircraft Co. Ltd., Re (1916), 32 T.L.R. 253	
British Russian Gazette and Trade Outlook Ltd. v. Associated Newspapers Lt	
[1933] 2 K.B. 616; [1933] All E.R. Rep. 320	9
Brooks v. Bedford (1856), 1 V.L.T. 101	14
Brooks (William) & Co. Ltd. and Companies Act, Re, [1962] N.S.W.R. 142	18
Brownett v. Newton (1941), 64 C.L.R. 439	14
Bruce v. Atkins (1861), 1 W. & W. (E) 141	23
Bryant's Pond Steam Mill Co. v. Felt, 87 Me. 234	8
Bryce v. Bull (1932), 106 Fla. 336	9
Dugie I toss men, tee, [1000] a and mile too, und. [1000] o and mile.	
Burdiek v. Garrick (1870), 5 Ch. App. 233	57
Burns, Re; Ex parte Wade, [1965] N.S.W.R. 1377 Butler, Ex parte; Re Motor Accessories Repair Co. Pty. Ltd., [1956] Q.W.N. 46	81
C.	
Campbell v. Campbell (1966), 40 A.L.J.R. 387	80
Campbell v. Kerr (1886), 12 V.L.R. 384	13, 14
Candler v. Crane, Christmas & Co., [1951] 1 All E.R. 426; [1951] 2 K.B. 164	16, 19
Cane v. Sinclair (1884), 10 V.L.R., L60	(
Catt v. Tourle (1869), 4 Ch. App. 654	86

128	THE	AUSTRA	LIAN	LAW	YER			7	Vol.
Chanman a Stra	wbridge, [1910] 8	SALD 1	10						14
Chelsea & Walha	am Green Buildin e; Ex parte the I	ng Society	v. Arms						91
622			0.0						98
Clegg v. Hands (	1890), 44 Ch.D. &	503				* *			86
Collen v. Wright	1890), 44 Ch.D. & (1857), 8 E. & E Refining Co. Ltd.	3. 647; [184	13-60] A	II E.R.	Rep. 1	146			
Colonial Sugar F	Refining Co. Ltd.	v. Dilley,	[1968] I	A.L.R. (	56; 41	A.L.J.R	. 189		116
C.T.B.R. (N.S.	e 13		* *	* *	* *	* *			48
II C.T.B.R. Case	B 13		**	* *	* *	* *	* *		4
Cook v. Lister (1	803), 13 C.B.N.S	D. [1027]	1 0%	200 111	1971 0	All E D	100		9/
Cotman v. Broup	t) & Sons Ltd., gham, [1918] A.C 118-19] All E.R. 1 al Mutual Fire In 1), Re (1957), 18. el, [1899] A.C. 25	C. 514; [1937]	18-19]	All E.R	Rep.	265; [1	918]	A.C.	25
Craine e Colonie	Mutual Fire In	rep. 209	Ltd			* *		* *	4
Crimmina (No. 1	) Re (1957) 18	ARC 53	J. 12001.	**					9'
Croudace v. Zobe	el. [1899] A.C. 25	58							8
010000000000000000000000000000000000000	on frond raid: no								0,
			D.						
			ac a						
Debtor v. S. Ast	on & Son Ltd.,	Ex parte	Re L. G	. Clark	e, [196	6] 3 All	E.R	. 622	98
De Keneville v.	De Reneville, [19 co., Re (1879), 13	48] I All I	S.R. 56;	[1948]	P. 100		**	* *	8
Diamond Fuel C	Co., Re (1879), 13 Hire Co. (London	Ch.D. 400	America .	10707.0	A 11 TO 1	0 1485			2
Drive Yoursell 1	dire Co. (London	) Ltd. v. S	trutt, [	1953] 2	All E.	K. 1475			9
			E.						
	Co. Ltd. v. Har		ge (Sto	urport)	Ltd.,	[1966] 1	All	E.R.	
725									85, 8
			F.						
Fomento (Sterlin	ng Area) Ltd. v.	Selsdon Fe	ountain	Pen Co	. Ltd.	[1958] 1	All	E.R.	
11									10
Fowle v. Kerchn	ner (1882), 87 N.C	C. 49	**						
			G.						
a 11 - 12 1	(1017) 011								
Galloway v. Ped	ersen (1915), 34	N.Z.L.K. 5	13		* *	* *	* *		58, 6
Gandy v. Macau	lay; Re Garnett dy v. Macaulay ( recorne (1840), 4 I	(1885)	* *		* *	* *	* *		7
Garnett Ke Gan	dy v. Macaulay (	1880)	* *	* *	* *	**	* *	**	6
Gillett v. Pepper	Corne (1840), 4 1	Deav. 78	1074 00	2 411 12	D D.	0.55			Đ
Gold Co. Ltd.,	Re (1879), 11 Ch	1.D. 701; [	1074-00	J All E	.r. re	р. 957		***	2
Gower v. Eyre (	1315), Coop. G. 1	D . [100	5, 014	0.0					1 1
Grierson, Oldnai	m & Adams Ltd.	., Ke, [190	7]			* *	4.4		01 0
Creenwood v. n	1315), Coop. G. 1 m & Adams Ltd. arvey, [1965] N.S. cher v. Treasury	Saliaitan (1	0001 4	O Ch D	010		0	10, 01,	01, 0
Grove, Re, vouc	ener v. Treasury	Solicitor (1	1000), 4	o Ch.D.	210	**	* *	* *	2
			H.						
Hagan v. Candle	er (1939), 126 A.I. Vigers Brothers, Lemon, [1931] 2	L.R. 108							8,
Harper & Co. v.	Vigers Brothers,	, [1909] 2]	K.B. 54	9					
Harrods Ltd. v.	Lemon, [1931] 2	K.B. 157;	[1931]	All E.F	Rep.	285			6
Hatton v. Car 1	Maintenance Co.	Ltd., [191	[5] 1 Cl	n. 621;	1911-	[3] All ]	E.R.	Rep.	
800									4
Haven Gold Min	ning Co., Re (188	32), 20 Ch.	D. 151						2
Heap v. Motori	sts Advisory A	gency Ltd	., [1923	] 1 K.	B. 577	; [1922]	All	E.R.	
Rep. 251			* *	* *		* *	**	* *	5
	k Co. Ltd. v. Hel	ler & Part	ners Lt	d., [196	3] 2 A	ll E.R. 5	75;		
A.C. 465			**	**		* *	**	7,	10, 1
High Trees Case				**					4
Hill & Sons v.	London Central	Markets (	Cold St	orage C	o. Ltd.	. (1910),	102	L.T.	
715			* *	* *					4
Hippisley v. Kn	ee Bros., [1905] amchand v. Temp	1 K.B. 1			0 0			59,	60, 6
Hirachand Pune	amchand v. Tem	ple, [1911]	2 K.B.	330				4.6	
									9
Hollins v. Fowle	er (1875), L.R. 7	H.L. 757;	[1874-8	0] All F	R. Re	р. 118			5
House Property	Co. of London	v. London	County	and W	estmir	ister Ba	nk (	1915),	
84 L.J.K.B	3. 1846 opolitan Railway	41000			4.6	* *			3
nughes v. Metro	opolitan Kailway	(1877), 2	App. Co	18. 439					4

Importers Co. v. Westminster Bank [1927] 2 K.B. 297; [1927] All E.R. Rep. 683 35, 36

Johnson, Re; Roberts v. A.-G., [1903] 1 Ch. 821 .. .. ..

- K. L. Tractors Ltd. (In Liquidation), Re (1961), 106 C.L.R. 318 .. .. .. 41, 42 Kelner v. Baxter (1866), 2 C.P. 174
- Kingston Cotton Mill Co. (No. 2), Re, [1896] 2 Ch. 279 ...

- Ladbroke & Co. v. Todd (1914), 111 L.T. 43; 30 T.L.R. 433; [1914-15] All E.R.
- Leeds Estate Building and Investment Co. v. Shepherd (1887), 36 Ch.D. 787 99, 100

  Loch v. John Blackwood Ltd., [1924] A.C. 783; [1924] All E.R. Rep. 200 . 19, 21, 23

  London and General Bank Ltd. (No. 2), Re, [1895] 2 Ch. 673; [1895-9] All E.R. 

   Rep. 953
   99, 100

   Lowther v. Lowther (1806), 13 Ves. 95; 33 E.R. 230
   62

   Lunghi v. Sinclair, [1966] W.A.R. 172
   55, 61, 62

- McAndrew v. Federal Commissioner of Taxation (1956), A.I.T.R. 359 48 McEvoy v. Federal Commissioner of Taxation (1950), 5 A.I.T.R. . . 48 Mills v. Mills (1938), 60 C.L.R. 150

  Morgan v. Jeffrey, [1910] I Ch. 620

  Motor Accessories Repair Co. Pty. Ltd., Re; Ex parte Butler, [1956] Q.W.N.
- Mulcahy v. Hoyne (1925), 36 C.L.R. 41 96 Munro v. Willmott, [1948] 2 All E.R. 983; [1949] 1 K.B. 295 .....

# N.

33 17 19 Newborne v. Sensolid (Great Britain) Ltd., [1953] 1 All E.R. 708 . . . . . 3, 4, 5, 6, 7 Ngurli Ltd. v. McCann (1953), 90 C.L.R. 425 .. .. .. .. ..

Official Receiver, Trustee & Cargo Superintendents (London) Ltd., Ex parte; Re Schebsman, [1943] 2 All E.R. 768 ......

# P.

- Panama and South Pacific Telegraph Co. v. India Rubber, Gutta Percha and
- Performing Right Society Ltd. v. Mitchell & Booker (Palais de Danse) Ltd., [1924]
- App. 856 .. .. .. .. .. .. .. .. ..

THE RESIDENCE OF THE PARTY OF T				
R.				
				EE
Rawlings v. General Trading Co., [1921] 1 K.B. 635		**		55 61
Raymond v. Wooten (1931), 47 T.L.R. 608	* *	* *	* *	85
		454	* *	85
Regent Oil Co. Ltd. v. J. T. Leavesley Lichfield Ltd., [1966] 2 A Roberts v. AG.: Re Johnson, [1903] 1 Ch. 821	II E. IV.	404		83
Royal British Bank v. Turquand (1856), 6 E. & B. 327; [1843-	30] All	E.R.	Rep.	
435				40
R. v. Humphery (1825), M'cle. & Yo. 173; [1824-34] All E.R. Re	p. 452			49
R. v. Lord Kylsant, [1932] 1 K.B. 442; [1931] All E.R. Rep. 179	0.0			100
S.				
Sacha v. Miklos, [1948] 1 All E.R. 67; [1948] 2 K.B. 23				49
Salomons v. Pender (1865), 3 H. & C. 639				57, 58
Scarfe v. Morgan (1938), 4 M. & W. 270; [1835-42] All E.R. Rep.	43			49
Scheheman Re. Ex narte Official Receiver Trustee & Cargo	Sune	rinten	dente	20
(London) Ltd., [1943] 2 All E.R. 768	Dupe	Lincon	CAC II OO	92
Schmalz v. Avery (1851), 16 Q.B. 655	* *	* *		3
Schmalz v. Avery (1851), 16 Q.B. 655			* *	91
Simmone e Norton (1921) 7 Ring 640, 121 F D 947			* *	12
Skinner v. Upshaw (1702), 2 Ld. Raym. 752			* *	
Skinner v. Upehaw (1702), 2 Ld. Raym. 752	* *		* *	49
Smallwood v. Diack, [1904-0] N.S. W.R. 1973	* *	* *	* *	4, 5
Smith v. Jeyes (1841), 4 Deav. 903; [1830-42] All E.R. Rep. 328	**	* *	* *	19
Smallwood v. Black, [1964-5] N.S.W.R. 1973 Smith v. Jeyes (1841), 4 Beav. 503; [1835-42] All E.R. Rep. 328 Smith v. River Douglas Catchment Board, [1949] 2 All E.R. 179 Spackman. Ex parte: Re Agriculturist Cattle Insurance Co. (18	10) 1	3.5		91
	15 -			
170	* *	* *	* *	21
Starkey v. Bank of England, [1903] A.C. 114	* *	* *	* *	9
Stephenson (H.A.) & Son Ltd. (in liq.) v. Gillanders, Arbuthnot	& Co	. (193)	1), 45	
C.L.R. 476	**	* *		38
Stromdale & Ball Ltd. v. Burden, [1952] I All E.R. 59				91
Summergreene v. Parker (1950), 80 C.L.R. 304			* *	4
T.				
				0=
Tannenberg & Sons, Re; Ex parte Parrier (1889), 60 L.T. 270		**	**	95
Thomas v. The Times Book Co. Ltd., [1966] 2 All E.R. 241 Thomson v. Drysdale, [1925] S.C. 311	0.0	0 0		79
Thomson v. Drysdale, [1925] S.C. 311		0.0		20, 21
Tweddle v. Atkinson (1861), 1 B. & S. 393; [1861-73] All E.R. R	ер. 369		90,	91, 92
U.				
Underwood (A.L.) Ltd. v. Bank of Liverpool and Martins, Same	a Ron	olove l	Rank	
[1004] 1 W D 775, [1004] All F D Don 990	v. Dar	Clays 1	Dalik,	95 96
[1924] I K.B. 775; [1924] All E.R. Rep. 230 Universal Guarantee Pty. Ltd. v. National Bank of Austra	ania T	44 6	10057	30, 30
MOUNT DOWN OF THE OWN	asia 1	, Lu., [	1800]	25 20
N.S.W.R. 342; (1965), 65 S.R. (N.S.W.) 102		* *	* *	30, 30
V.				
Vancouver Malt & Sake Brewing Co. Ltd. v. Vancouver Brewerie	Ltd	F1934	LAC	
				86
181; [1934] All E.R. Rep. 38 Verner v. General and Commercial Trust Ltd., [1894] 2 Ch. 239				99
Voucher v. Treasury Solicitor; Re Grove (1888), 40 Ch.D. 216				29
Voucher v. Treasury Solicitor; the Grove (1888), 40 Ch.D. 210				20
W.				
Wade, Ex parte; Re Burns, [1965] N.S.W.R. 1377				81
Wade v. Burns, [1966] A.L.R. 1137: 40 A.L.J.R. 82				
Wade v. Burns, [1966] A.L.R. 1137; 40 A.L.J.R. 82			* *	23, 24
Wala Wynaad Indian Gold Mining Co., Re (1882), 21 Ch.D. 849				25
Wondoflex Textiles Pty. Ltd., Re., [1951] V.L.R. 458				22, 23
				,
У.				
Yenidje Tobacco Co. Ltd., Re, [1916] 2 Ch. 426; [1916-17] All I	R P	en. 10	50	18 10
Yonge v. Toynbee, [1910] 1 K.B. 215; [1908-10] All E.R. Rep. 2				9
Z.				
Zobel a Canadage (1997) 19 I D (N S W ) 206				0.9



# AUSTRALIA:

BUTTERWORTH & COMPANY (AUSTRALIA) LTD. 20 Loftus Street, Sydney 2000 343 Little Collins Street, Melbourne 3000 240 Queen Street, Brisbane 4000

# **NEW ZEALAND:**

BUTTERWORTH & COMPANY (New ZEALAND) LTD. 49-51 Ballance Street, Wellington 35 High Street, Auckland

# ENGLAND:

BUTTERWORTH & Co. (PUBLISHERS) LTD. 88 Kingsway, London, W.C.2

# CANADA:

BUTTERWORTH & Co. (CANADA) LTD. 14 Curity Avenue, Toronto 374, Ontario

# SOUTH AFRICA:

BUTTERWORTH & Co. (SOUTH AFRICA) LTD. 33-35 Beach Grove, Durban

